

**RECEIVED  
CENTRAL FAX CENTER****DEC 16 2005**

PTO/SB/97 (08-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Certificate of Transmission under 37 CFR 1.8**

USPTO Fax No.: (571) 273-8300

Attention: Examiner Vivian Chen Group Art Unit: 1773 Total Pages: 3

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on December 16, 2005  
DateMary E. Singer  
Signature

MARY E. SINGER

Typed or printed name of person signing Certificate

Registration Number, if applicable

302-992-4058  
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

10/683,827

AD6944 USNA

RESPONSE TO RESTRICTION REQUIREMENT

Page 1 of 3

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Rev. 4/96

**RECEIVED  
CENTRAL FAX CENTER****DEC 16 2005****PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE APPLICATION OF:

GEORGE HENRY HOFMANN

CASE NO.: AD6944USNA

APPLICATION NO.: 10/683827

GROUP ART UNIT: 1773

FILED: OCTOBER 10, 2003

EXAMINER: VIVIAN CHEN

FOR: CO-EXTRUDABLE MULTI-LAYER POLYMER

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

By Office Action dated November 30, 2005, the above-referenced application has been made subject to a restriction requirement. The Examiner has taken the position that restriction should be drawn between three groups of claims, specifically:

Group I, including claims 1 to 18, which are drawn to a multilayer film  
classified in Class 428, subclass 480+;

Group II, including claims 19 and 20, which are drawn to a method of making  
the multilayer film of the invention by an extrusion process that is  
classified in Class 264, subclass 173.11+; and

Group III, including claims 19 and 20, which are drawn to a method of making  
the multilayer film of the invention by a lamination process that is  
classified in Class 156, subclass 297+.

Applicant hereby elects the claims of Group I for immediate examination. This election is made with traverse, on the grounds that examining all the claims in the present application can be accomplished without imposing a serious burden on the Examiner. See the Manual of Patent Examining Procedure (M.P.E.P.) at § 803. All of the claims

Application No.: 10/683827  
Docket No.: AD6944USNA

Page 2

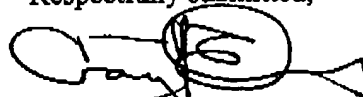
include the multilayer polymer of claim 1 as a specifically recited element. Therefore, a search of the art pertaining to multilayer polymers is necessary to examine the claims of Group I, and should also be sufficient to examine the claims of Groups II and III. Thus, examining all of the claims together will not present a serious burden.

In the event that the restriction requirement is maintained in this application and the nonelected process claims are withdrawn from consideration, Applicant requests treatment of the nonelected process claims as set forth in Official Gazette Notice published at \_\_\_\_ Off. Gaz. Pat. Office \_\_\_\_ (March 26, 1996). Upon a determination that a product claim is allowable, Applicants request rejoinder of nonelected process claims and examination of such claims on the merits in the above-referenced application.

Should any fee be required in connection with the present response, the Examiner is authorized to charge such fee to Deposit Account No. 04-1928 (E.I. du Pont de Nemours and Company).

Applicant believes that the pending claims are in condition for allowance, and such action is respectfully requested. In closing, the Examiner is invited to contact the undersigned by telephone at (302) 992-3219 to conduct any business that may advance the prosecution of the present application.

Respectfully submitted,



**CRAIG H. EVANS**  
ATTORNEY FOR APPLICANT  
Registration No.: 31,825  
Telephone: (302) 992-3219  
Facsimile: (302) 992-3257

Dated: December 16, 2005